

CHAPTER NO. 167

SENATE BILL NO. 1029

By Harper

Substituted for: House Bill No. 1813

By Langster, Pruitt

AN ACT To amend Tennessee Code Annotated, Title 10, Chapter 7, relative to municipal records.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 10, Chapter 7, is amended by adding the following as a new part:

MUNICIPAL RECORDS

Section 10-7-701. All documents, papers, records, books of account, and minutes of the governing body of any municipal corporation, or of any office or department of any municipal corporation, within the definition of "permanent records", "essential records", and/or "records of archival value" as defined in § 10-7-301, constitute "public records" of the municipal corporation. All documents, papers, or records of any municipal corporation or of any office or department of the municipal corporation that constitute "temporary records" and/or "working papers" within the definition set forth in § 10-7-301(13) and (14) constitute "public records" of the municipality, except that "temporary records" may be scheduled for disposal as authorized in this part.

Section 10-7-702. The Municipal Technical Advisory Service, a unit of the Institute for Public Service of the University of Tennessee, is authorized to compile and print, in cooperation with the state library and archives, records retention manuals which shall be used as guides by municipal officials in establishing retention schedules for all records created by municipal governments in the state.

SECTION 2. Tennessee Code Annotated, Section 10-7-403, is amended in subdivision (2) by adding the word "and" at the end of the item and in subdivision (3) by deleting the language and punctuation "; and" at the end of the subdivision and replacing it with a period and by deleting subdivision (4) in its entirety.

SECTION 3. Tennessee Code Annotated, Section 10-7-404(b), is amended by deleting subdivision (2) in its entirety.

SECTION 4. Tennessee Code Annotated, Section 10-7-406, is amended in subsection (b) by deleting the language "and 10-7-403".

SECTION 5. Tennessee Code Annotated, Section 10-7-413, is amended in subsection (a) by deleting the language "and 10-7-403".

SECTION 6. Tennessee Code Annotated, Section 10-7-413, is amended by transferring subsection (c) and recodifying it as a new section in Title 10, Chapter 7, Part 5, using its present provisions.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 6, 1999


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 17th day of May 1999


DON SUNDQUIST, GOVERNOR